

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ST. FRANCIS DE SALES HIGH SCHOOL)	
)	
COMPLAINANT)	
)	
v.)	CASENO. 2005-00213
)	
LOUISVILLE GAS AND ELECTRIC COMPANY)	
)	
DEFENDANT)	

ORDER TO SATISFY OR ANSWER

Louisville Gas and Electric Company ("LG&E") is hereby notified that it has been named as defendant in a formal complaint filed on June 1, 2005, a copy of which is attached hereto.

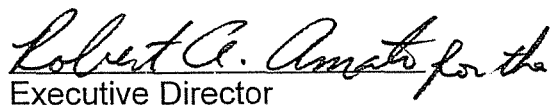
Pursuant to 807 KAR 5:001, Section 12, LG&E is HEREBY ORDERED to satisfy the matters complained of or file a written answer to the complaint within 10 days from the date of service of this Order.

Should documents of any kind be filed with the Commission in the course of this proceeding, the documents shall also be served on all parties of record.

Done at Frankfort, Kentucky, this 3rd day of June, 2005.

ATTEST:

By the Commission


Executive Director

FORD, KLAPHEKE & MEYER
ATTORNEYS AT LAW
900 KENTUCKY HOME LIFE BUILDING
LOUISVILLE, KENTUCKY 40202-3272

JOHN J. FORD
DONALD E. MEYER
P. KEVIN FORD
KATHERINE A. FORD
DAVID CARY FORD

RECEIVED *JS*

JUN 1 2005

PUBLIC SERVICE
COMMISSION
AREA CODE 502
584-2134
583-8772
FAX 584-0381

CYRIL C. SEHLINGER
(1907-1986)
AUGUST A. KLAPHEKE
(1932-2000)

Case 2005-00213

May 31, 2005

Kentucky Public Service Commission
Attn: CONSUMER SERVICES
P. O. Box 615
Frankfort, Kentucky 40602

RE: St. Francis De Sales High School

VS

Louisville Gas & Electric Co.

Gentlemen:

Please accept the above Complaint filed on behalf of
my client, St. Francis De Sales High School, the basis
of our complaint is set forth in said Petition.

Thank you.

David Cary Ford

DAVID CARY FORD

DCF:jjf
enc

cc: Mr. Robert Ash
P. O. Box 1073
Louisville, Kentucky 40201

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

JUN - 17
PUBLIC SERVICE
COMMISSION

In the matter of:

St. Francis De Sales High School }
(Your Full Name) }

COMPLAINANT }

VS. }

Louisville Gas & Electric Co. }
(Name of Utility) }

DEFENDANT }

Case 2005-00213

COMPLAINT

The complaint of St. Francis De Sales High School respectfully shows:
(Your Full Name)

(a) St. Francis De Sales High School
(Your Full Name)

425 Kenwood Drive, Louisville, Ky 40214
(Your Address)

(b) Louisville Gas & Electric Company
(Name of Utility)

220 West Main Street, Louisville, Ky
(Address of Utility)

(c) That: See attached
(Describe here, attaching additional sheets if necessary,

the specific act, fully and clearly, or facts that are the reason

and basis for the complaint.)

Continued on Next Page

Louisville Gas and Electric contacted the school and requested permission to remove a tree on school property that was infringing on their power lines. The school granted Louisville Gas and Electric permission to remove the tree. LG & E cut the tree down but did not remove the tree from the school's property. We contacted Bill Wheeler at Louisville Gas and Electric who forwarded our call to Jim Matthews. Mr. Matthews informed the school that the school's facilities manager, Curtis Ables, requested they cut down the tree and told them they could leave the tree. The school did not request LG & E cut down the tree, they contacted us, nor did we give them permission to leave the tree on school property. Mr. Matthews reiterated that they were granted permission and when written documentation was requested showing the school granted them permission to cut down the tree and leave it on school property, we were told that there was not any written documentation supporting their claim.

The school contacted an independent contractor for a bid to remove the tree and debris. This contractor told the school that it would cost between \$2,000 and \$3,000 for the tree removal. The school then contacted Louisville Gas and Electric again and notified them of our unwillingness to incur this kind of cost in relation to work that Louisville Gas and Electric performed. During this conversation, Mr. Matthews informed the school that LG & E never removed trees they cut down on private property nor did they have the equipment necessary to remove the tree. He stated that Louisville Gas and Electric would not remove the tree from school property.

Formal Complaint

St. Francis De Sales High School vs. Louisville Gas & Electric

Page 2 of 2

Wherefore, complainant asks Louisville Gas & Electric
(Specifically state the relief desired.)

Company remove the tree and all debris
from school property, returning the property
to its previous condition.

Dated at Louisville, Kentucky, this 31 day
(Your City)

of May, 192005
(Month)

David Cary Ford
(Your Signature)

DAVID CARY FORD
FORD, KLAPHEKE & MEYER

(Name and address of attorney, if any)
900 Kentucky Home Life Building
Louisville, Kentucky 40202
502-584-2134